E-filed 10/3/07

1 Jeffrey A. Snyder/Bar No. 148217 Erin L. McDermit/Bar No. 241167 2 THOITS, LOVE, HERSHBERGER & McLEAN A Professional Law Corporation Two Palo Alto Square, Suite 500, 3000 El Camino Real 3 Palo Alto, California 94306-2117 4 Telephone: (650) 327-4200 Facsimile: (650) 325-5572 5 Attorneys for Defendants 6 Charles Kinney and C. M. Kinney Corporation, a California corporation d/b/a Earthquake Readiness 7 UNITED STATES DISTRICT COURT 8 9 NORTHERN DISTRICT OF CALIFORNIA - SAN JOSE DIVISION 10 11 DANNY GONZALES, No. C 07 01394 JF 12 Plaintiff, STIPULATION AND ORDER TO ٧. EXTEND TIME FOR MEDIATION AND CONTINUANCE OF CASE CHARLES KINNEY; EARTHQUAKE MANAGEMENT CONFERENCE READINESS, INCORPORATED, a suspended corporation, Defendants. Plaintiff Danny Gonzales and Defendants Charles Kinney and C.M. Kinney Corporation, 19 a California corporation d/b/a Earthquake Readiness jointly submit the following stipulation and 20 proposed order based on the following facts: 21 1. The parties and the assigned mediator, Judith Mazia, held their initial telephone 22 conference on August 23, 2007; 23 2. The parties and mediator agree that good cause exists to extend the date by which 24 the mediation can be held, due to the trial schedule of plaintiff's counsel, and 25 pendency of discovery efforts in this case: 26 3. The parties agree that the current date by which mediation can be held (October 115070.001/234146 Case No. C07 01394 JF STIPULATION TO EXTEND TIME FOR MEDIATION AND CONTINUANCE OF CASE MANAGEMENT

CONFERENCE

two falo alto square, suite 500, 3000 el camino real

thoits, love, hershberger & McLean

	1	11, 2007) should be continued to November 15, 2007, and that the cas management conference should also be continued.		
	2			
	3			THOUTE I OVE
	4	Dated: August <u>24</u> , 2007.		THOITS, LOVE, HERSHBERGER & McLEAN
	5		D 17	
	6		Ву	Attorneys for Defendants
	7	,		Charles Kinney and C. M. Kinney Corporation, a California corporation
	8			d/b/a Earthquake Readiness
	9	Septenber 17, 2007 Dated: August, 2007.		LAW OFFICES OF ROBERT DAVID
O REA	10	Dated: August, 2007.		BAKER
EAN CAMIN	11		Ву	OMS
ER & McLE Poration 3000 EL C/ 94306-2122	12			Robert David Baker Attorneys for Plaintiff
PHOTTS, LOVE, KERSHBERGER & MALEAN A PROFESSIONAL LAW COSPORATION A LTO SQUARE; SUITE 500, 3000 EL CAMINO REAL PALO ACTO, CALIFORNIA 94306-2122	13			Danny Gonzales
ERSHBE NALLAW (SUITE !	250		OR	DER
VE, HER ESSIONA ARE, SU 'O, CALI	15			
IOITS, LOVE, A PROFESS ALTO SQUAR PALO ALTO,	16 17	Based on the parties' stipulation, it is hereby ordered:		
O ALT	18	1. Mediation shall take place by November 15, 2007.		
THOITS, LOVE, P A PROFESSIO TWO PALO ALTO SQUARE PALO ALTO, C	19	·	omere	nce is continued from October 12, 2007 1
Ĕ	20	December <u>7</u> , 2007.		
	21	DATED: 10/2/07		
•	22	DATED: 10/2/07		
	23			
	24			By:
	25			HONORABLE J. REMY FOGEL UNITED STATE: DISTRICT JUDGE
	26			
	unana ana ang	115070 001/024146		
				AND CONTINUANCE OF CASE MANAGEMENT
		CONFERENCE		